IN THE HIGH COURT OF JUDICATURE AT BOMBAY

IN INSOLVENCY

PETITION NO.8 OF 2006

Re: N. C. Malhotra & anr. ..Debtors.

Ex parte :
SICOM Ltd. .. Petitioning Creditor.

...

Mr. P. V. Shah for the Petitioning Creditor.
Debtor absent though served.

...

CORAM: DR. D.Y. CHANDRACHUD, J.
3rd October, 2006.

P.C. :

The Insolvency Petition is based on a decree of this Court dated 3rd December, 2002 in Summons for Judgment 131 of 2001 in Summary Suit 4124 of 2000. An amount in excess of Rs.3.03 Crores was due and payable under the decree as quantified in Insolvency Notice dated 17th October, 2005. The Insolvency Notice was duly served on the Debtors and the act of insolvency was complete on 31st January, 2006. The Insolvency Petition has been duly served and an affidavit of service has been filed. There is no reply to the Petition and the Debtors have failed to appear. In the circumstances, the Insolvency Petition has to be

allowed and is accordingly allowed in terms of prayer clauses (a) and (b).